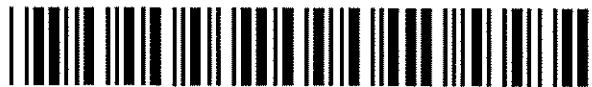


UNITED STATES DISTRICT COURT OF NEW YORK  
EASTERN DISTRICT

## AFFIDAVIT OF SERVICE

\*2279238\*

Index no :1:14-CV-03207-SLT-RLM

Plaintiff(s):	ONEWEST BANK, NA
Defendant(s):	MARCO RUIZ, ET AL

STATE OF NEW YORK  
COUNTY OF SUFFOLK ss.:

**John Downs**, the undersigned, being duly sworn, deposes and says that I was at the time of service over the age of eighteen and not a party to this action. I reside in the STATE OF NEW YORK.

On **06/11/2014** at **3:24 PM**, I served the within **1303 NOTICE-Help for Homeowners in Foreclosure** in bold fourteen-point type and printed on colored paper, and the title to the notice printed in twenty-point type in compliance with RPAPL Sect 1303.; **DEBT VALIDATION LETTER; CERTIFICATE OF MERIT; SUMMONS IN A CIVIL ACTION AND COMPLAINT** Bearing Index Number **1:14-CV-03207-SLT-RLM** and date of filing of **05/22/2014** on **MERCEDES RUIZ** at **30 NEWBURGH ST, ELMONT, NY 11003** in the manner indicated below:

**SUITABLE AGE:** By delivering a true copy of said documents to **MARIA RUIZ, MOTHER-IN-LAW**, a person of suitable age and discretion. Said premises is **defendant's** place of residence within the state.

On **06/12/2014**, deponent enclosed a copy of above mentioned documents to **MERCEDES RUIZ** at said **defendant's** Place of Residence, at **30 NEWBURGH ST, ELMONT, NY, 11003** in a 1st Class postpaid properly addressed envelope not indicating that the mailing was from an attorney or concerned legal action and marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office.

**Comments: BRICK AND WHITE SIDED RESIDENCE**

A description of the **defendant**, or other person served on behalf of the **defendant** is as follows:

Sex	Color of skin/race	Color of hair	Age	Height	Weight
Female	Tan	Brown	48	5ft - 5ft3in	100-124lbs
<b>Other Features: ACCENT</b>					

Your deponent asked the above mentioned recipient whether the **defendant** was active in the military service and received a negative reply. Upon information and belief I have; being based on the conversations and observations above narrated, **defendant** is not active in the military service.

Sworn to and subscribed before me on **6-13-14**

X  
John Downs  
License#: 823771  
Alstate Process Service Inc.  
60 Burt Drive  
Deer Park, NY 11729  
631/667-1800

GROSS POLOWY, LLC (F)  
25 NORTHPOINTE PARKWAY  
AMHERST, NY 14228  
716/204-1700

Atty File#: 300421 ALS

**ILIANA JAZMIN WOLLNEY**  
Notary Public, State of New York  
NO. 01WO6246283  
Qualified in Suffolk County  
Commission Expires Aug. 8, 2015



\*2279238\*



**Certificate Of  
Mailing**

This Certificate of Mailing provides evidence that mail has been presented to USPS® for mailing.  
This form may be used for domestic and international mail.

**FROM:**

ALSTATE

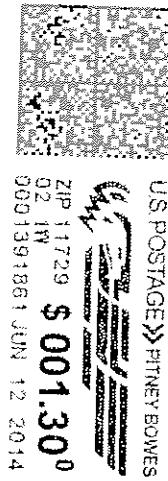
60 BURT DRIVE

DEER PARK, NY 11729

JD

**TO:**

MERCEDES RUIZ,  
30 NEWBURGH ST ,  
ELMONT, NY 11003





\*2279238\*

**Affidavit of Service by Mail  
PURSUANT TO CPLR 3215**

**UNITED STATES DISTRICT COURT OF NEW YORK  
EASTERN DISTRICT**

ONEWEST BANK, NA

-against-

MARCO RUIZ, ET AL

Att File: 300421 ALS  
Internal Id: 2279238  
Index: 1:14-CV-03207-SLT-RLM  
S & C Filed: 05/22/2014

**State of New York  
County of Suffolk ss.:**

John Downs being duly sworn, deposes and says deponent is not a party to this action and is over the age of eighteen years and resides in the State of New York.

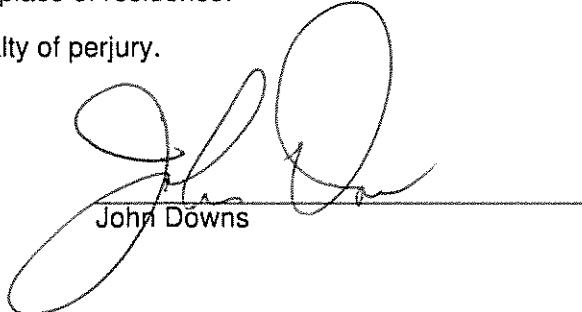
That on **June 12, 2014** Deponent mailed a copy of the **SUMMONS and 1303 Notice** in this action on those defendants listed below by first class mail in an envelope bearing the legend "personal and confidential" and not indicating on the outside of the envelope that the communication is from an attorney or concerns an alleged debt.

Defendant(s):                   MERCEDES RUIZ  
   30 NEWBURGH ST , ELMONT, NY 11003

Said mailing(s) was made to the Defendant(s) place of residence.

The foregoing statements are true, under penalty of perjury.

Sworn to before me on : 6-13-14



John Downs

ILIANA JAZMIN WOLLNEY  
Notary Public, State of New York  
NO. 01WO6246283  
Qualified in Suffolk County  
Commission Expires Aug. 8, 2015

UNITED STATES DISTRICT COURT OF NEW YORK  
EASTERN DISTRICT

## AFFIDAVIT OF SERVICE



\*2279234\*

Index no :1:14-CV-03207-SLT-RLM

Plaintiff(s):	ONEWEST BANK, NA
Defendant(s):	MARCO RUIZ, ET AL

STATE OF NEW YORK  
COUNTY OF SUFFOLK ss.:

John Downs, the undersigned, being duly sworn, deposes and says that I was at the time of service over the age of eighteen and not a party to this action. I reside in the STATE OF NEW YORK.

On 06/11/2014 at 3:24 PM, I served the within **1303 NOTICE-Help for Homeowners in Foreclosure** in bold fourteen-point type and printed on colored paper, and the title to the notice printed in twenty-point type in compliance with RPAPL Sect 1303.; DEBT VALIDATION LETTER; CERTIFICATE OF MERIT; SUMMONS IN A CIVIL ACTION AND COMPLAINT Bearing Index Number 1:14-CV-03207-SLT-RLM and date of filing of 05/22/2014 on MARCO RUIZ at 30 NEWBURGH ST, ELMONT, NY 11003 in the manner indicated below:

**SUITABLE AGE:** By delivering a true copy of said documents to **MARCO RUIZ, MOTHER**, a person of suitable age and discretion. Said premises is **defendant's** place of residence within the state.

On 06/12/2014, deponent enclosed a copy of above mentioned documents to **MARCO RUIZ** at said defendant's Place of Residence, at 30 NEWBURGH ST, ELMONT, NY ,11003 in a 1st Class postpaid properly addressed envelope not indicating that the mailing was from an attorney or concerned legal action and marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office.

Comments: BRICK AND WHITE SIDED RESIDENCE

A description of the **defendant**, or other person served on behalf of the **defendant** is as follows:

Sex	Color of skin/race	Color of hair	Age	Height	Weight
Female	Tan	Brown	48	5ft - 5ft3in	100-124lbs
Other Features: ACCENT					

Your deponent asked the above mentioned recipient whether the **defendant** was active in the military service and received a negative reply. Upon information and belief I have; being based on the conversations and observations above narrated, **defendant is not active in the military service.**

Sworn to and subscribed before me on 6-13-14

X \_\_\_\_\_  
 John Downs  
 License#: 823771  
 Alstate Process Service Inc.  
 69-Burt Drive  
 Deer Park, NY 11729  
 631/667-1800

GROSS POLOWY, LLC (F)  
 25 NORTHPOINTE PARKWAY  
 AMHERST, NY 14228  
 716/204-1700

Atty File#: 300421 ALS

Notary Public,

ILIANA JAZMIN WOLLNEY

Notary Public, State of New York

NO. 01WO6246283

Qualified in Suffolk County

Commission Expires Aug. 8, 2015



\*2279234\*



Certificate Of  
Mailing

This Certificate of Mailing provides evidence that mail has been presented to USPS for mailing.  
This form may be used for domestic and international mail.

**FROM:**

ALSTATE

60 BURT DRIVE

DEER PARK, NY 11729

JD

**TO:**

MARCO RUIZ,

30 NEWBURGH ST ,

ELMONT, NY 11003





\*2279234\*

**Affidavit of Service by Mail  
PURSUANT TO CPLR 3215**

**UNITED STATES DISTRICT COURT OF NEW YORK  
EASTERN DISTRICT**

ONEWEST BANK, NA

-against-

MARCO RUIZ, ET AL

Att File: 300421 ALS  
Internal Id: 2279234  
Index: 1:14-CV-03207-SLT-RLM  
S & C Filed: 05/22/2014

**State of New York  
County of Suffolk ss.:**

**John Downs** being duly sworn, deposes and says deponent is not a party to this action and is over the age of eighteen years and resides in the State of New York.

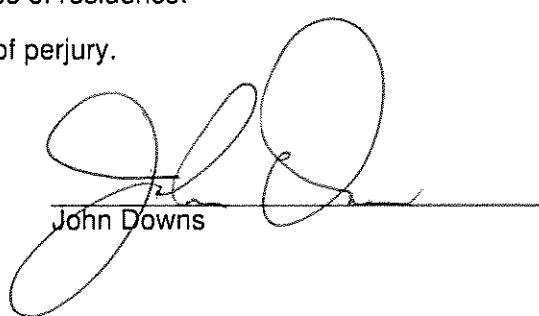
That on **June 12, 2014** Deponent mailed a copy of the **SUMMONS and 1303 Notice** in this action on those defendants listed below by first class mail in an envelope bearing the legend "personal and confidential" and not indicating on the outside of the envelope that the communication is from an attorney or concerns an alleged debt.

Defendant(s): **MARCO RUIZ**  
30 NEWBURGH ST , ELMONT, NY 11003

Said mailing(s) was made to the Defendant(s) place of residence.

The foregoing statements are true, under penalty of perjury.

Sworn to before me on : **6-13-14**

  
**John Downs**

**ILIANA JAZMIN WOLLNEY**  
Notary Public, State of New York  
NO. 01WO6246283  
Qualified in Suffolk County  
Commission Expires Aug. 8, 2015

UNITED STATES DISTRICT COURT  
for the  
Eastern District of New York

ONEWEST BANK, NA	)	
	)	
	)	
	)	
	)	
<i>Plaintiff(s)</i>	)	
v.	)	Civil Action No. 1:14-cv-03207
MARCO RUIZ, ET AL.	)	
	)	
	)	
<i>Defendant(s)</i>	)	

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) PNC BANK, NATIONAL ASSOCIATION SUCCESSOR BY MERGER TO NATIONAL CITY BANK  
222 DELAWARE AVENUE  
WILMINGON, DELAWARE 19899

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: GROSS POLOWY, LLC  
25 NORTHPOINTE PARKWAY, SUITE 25  
AMHERST, NY 14228

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Douglas C. Palmer  
*CLERK OF COURT*

Date: 05/22/2014

s/Priscilla Bowens

*Signature of Clerk or Deputy Clerk*



AO 440 (Rev. 01/09) Summons in a Civil Action (Page 2)

Civil Action No. 1:14-CV-03207-SLT-RLM

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)*

This summons for *(name of individual and title, if any)* PNC BANK, N.A. SUCCESSOR BY MERGER TO NATIONAL CITY BANK  
 was received by me on *(date)* 6/5/14

I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 on *(date)* \_\_\_\_\_, or

I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 , a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

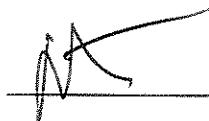
I served the summons on *(name of individual)* DEBORAH WRIGHT (process agent) BLACK, FEMALE 25, 5'5 140 BLACK HAIR, who is  
 designated by law to accept service of process on behalf of *(name of organization)* PNC BANK, N.A. SUCCESSOR BY MERGER TO NATIONAL CITY BANK  
 AT 222 DELAWARE AVE. WILMINGTON, DE 19801      on *(date)* 6/5/14      12:25 PM

I returned the summons unexecuted because \_\_\_\_\_, or

Other *(specify):* DEBORAH WRIGHT IS A BLACK FEMAL APPROX 25- 5'5 140  
 WITH BLACK HAIR

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_

I declare under penalty of perjury that this information is true.

Date: 6/5/14


Server's signature

SWORN TO ON 6/11/14DENORRIS BRITT

Printed name and title

KEVIN DUNN NOTARY PUBLIC STATE OF DELAWARE My Commission Expires April 4, 2016
---

Server's address

Additional information regarding attempted service, etc:

\_\_\_\_\_  
\_\_\_\_\_



2279245